

IN THE WATER COURT OF THE STATE OF MONTANA
CLARK FORK DIVISION
BLACKFOOT RIVER - BASIN 76F

CLAIMANTS: Clearwater Blackfoot, LLC; United States of
America (Bureau of Land Management); United
States of America (Forest Service); Zachary
Shumate; Maurissa Shumate; New Family Trust;
Christina Bock

CASE 76F-4001-S-2020

76F 116403-00

76F 116406-00

Split Claims:

76F 30159540

76F 30159541

76F 30159542

76F 30159543

76F 30159544

NOTICE OF FILING OF MASTER'S REPORT

This Master's Report was filed with the Montana Water Court on the above stamped date. Please review this report carefully.

You may file a written objection to this Master's Report within **10 days** of the stamped date if you disagree or find errors with the Master's findings of fact, conclusions of law, or recommendations. Rule 23, W.R.Adj.R. If the Master's Report was mailed to you, the Montana Rules of Civil Procedure allow an additional 3 days be added to the 10-day objection period. Rule 6(d), M.R.Civ.P. If you file an objection, you must serve a copy of the objection to all parties on the service list found at the end of the Master's Report. The original objection and a certificate of mailing to all parties on the service list must be filed with the Water Court.

If you do not file a timely objection, the Water Court will conclude that you agree with the content of this Master's Report.

MASTER'S REPORT

FINDINGS OF FACT

1. Claims 76F 116403-00 and 76F 116406-00 are used for fire protection. The claims were the subject of several split request forms submitted to the DNRC in 2020. The split requests were filed to address the transfer of property within the place of use of these two claims from Montana Checkerboard LLC¹ (Checkerboard) to the United States Forest Service (USFS) and the Bureau of Land Management (BLM).

2. The effort to split these claims has been ongoing for several years. It was complicated by continued land transfers between the parties and by the identification of additional landowners who may have an interest in the water rights.

3. On November 28, 2022, the owners of claim 76F 116403-00 (Checkerboard, USFS, and BLM) filed a Stipulation agreeing to how claim 76F 116403-00 should be split between the three parties. The split asks for the claim to be split three ways based on landownership. The split request does not include any substantive changes to the water right. It can be accepted without additional presentation of evidence. To ensure that the creation of the implied claims does not result in an increase in the amount of water used, an information remark should be added to the claim stating:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP. THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL PUMP CAPACITY. 50 GPM. 76F 116403-00, 76F 30159540, AND 76F 30159541.

The abstracts attached to the Stipulation reflect the terms of the requested split.

4. On November 30, 2022, USFS and BLM filed a Motion to split claim 76F 116406-00. Claim 76F 116406-00 is owned by USFS, BLM, Checkerboard, and several “Private Owners”: Christina Bock, New Family Trust, and Zachary and Maurissa Shumate. The United States also indicates that there are additional “Potential Owners” of the claim, meaning they own a portion of the place of use and may have interest in claim

¹ During these proceedings the co-owner of claims 76F 116403-00 and 76F 116406-00 has been identified as Clearwater Blackfoot LLC. On October 27, 2021 a Motion to Extend was filed with the Court, and attached to the motion is a State of Delaware Certificate of Amendment, showing that Clearwater-Blackfoot LLC changed its name to Montana Checkerboard, LLC on July 31, 2018. The co-claimant will therefore be referred to as Montana Checkerboard, LLC for the remainder of these proceedings.

76F 116406-00. The Potential Owners are Matthew and Melissa Arno, Wendell and Chere McCall, and Jeffrey Hohn. The Potential Owners were provided notice of their potential ownership and given instructions to contact the DNRC to update ownership if appropriate.

In their Motion to Split, the United States requests that claim 76F 116406-00 be split between 1.) BLM; 2.) USFS; 3.) Checkerboard; and 4.) the Private Owners.

Abstracts attached to the Motion to Split reflect the terms of the requested split.

5. A Show Cause Order was issued setting a filing deadline for the Private Owners and Potential Owners to comment on the terms of the proposed split. The order stated that if nothing was filed by the deadline, the court would conclude that the parties agree with the United States' motion to split claim 76F 116406-00. Checkerboard filed a response indicating that it agreed with the motion to split claim 76F 116406-00. No other responses to the Show Cause Order were filed.

CONCLUSIONS OF LAW

1. The Water Court may split claims into separate claims, by request or on its own initiative, at any time prior to the entry of the final decree. Rule 26, W.R.Adj.R.

2. Splitting claims 76F 116403-00 and 76F 116406-00 does not constitute an increase to any of the claimed elements. The requested splits accurately reflect the ownership of the underlying places of use for claims 76F 116403-00 and 76F 116406-00. The information provided in the November 28, 2022 Stipulation and the November 30, 2022 Motion to Split is sufficient to support the requested splits of claims 76F 116403-00 and 76F 116406-00.

3. If a claimant fails to appear at a scheduled conference or hearing, or fails to comply with an order issued by the water court, the water court, upon motion, or its own initiative, may issue such orders of sanction with regard thereto as are just. Sanctions applied against claimants may include termination of the claim; or modification of the claim to conform with data provided by the department, information obtained by the court, or information included in an objection. 22, W.R.Adj.R. There was no opposition

to the split requests in this case. The best information before the court supports accepting the split requests.

RECOMMENDATIONS

Based upon the above Findings of Fact and Conclusions of Law, this Master recommends

1. Claims 76F 116403-00 and 76F 116406-00 should be split pursuant to the terms of the November 28, 2022 Stipulation and the November 30, 2022 Motion.

Post decree abstracts of the water right claims addressed and created in this Master's Report are attached to confirm that the above recommendations have been made in the state's centralized water right record system.

ELECTRONICALLY SIGNED AND DATED BELOW.

Service via USPS Mail:

Maurissa G. Shumate
Zachary S. Shumate
PO Box 937
Bonner, MT 59823

Thomas Bourguignon
Maclay Law Firm
P.O. Box 9197
Missoula, MT 59807-9197

New Family Trust
PO Box 505
Bonner, MT 59823

Christina Bock
~~PO Box 1267~~
~~Bonner, MT 59823~~
(Return mailed received)

Christina Bock
1007 Asheville Springs Cir.
Asheville, NC 28806-5503

Potential Owner:

Carl Bock
~~PO Box 1267~~
~~Bonner, MT 59823~~
(Return mailed received)

Carl Bock
23545 MT Hwy 200 E
Bonner, MT 59823-9727

Potential Owner:

Jeffrey B. Hohn
PO Box 715
Bonner, MT 59823

Potential Owner:

Wendell McCall
Chere McCall
PO Box 566
Bonner, MT 59823

Service via Electronic Mail:

Romney S. Philpott
DOJ-ENRD
999 18th Street, South Terrace Suite 370
Denver, CO 80202
(303) 844-1810
Romney.Philpott@usdoj.gov
MontanaBasins.ENRD@USDOJ.GOV

Note: Caption and Service List Updated 4-25-2023

\\JUDHLNSRV-DATA\Share\JUDGALH2OSRV (Datavol)\Share\WC-BASIN FOLDERS\76F\Cases\76F-4001-S-2020\MW 76F-4001-S-2020 MR 4-25-2023 bw.docx

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
BLACKFOOT RIVER
BASIN 76F**

Water Right Number: 76F 116403-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: MONTANA CHECKERBOARD LLC
32 S EWING, STE 215
HELENA, MT 59601

Priority Date: DECEMBER 31, 1959

Type of Historical Right: USE

Purpose (use): FIRE PROTECTION

Flow Rate: 50.00 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP.
THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL
PUMP CAPACITY. 50.00 GPM . 76F 116403-00, 76F 30159540, AND 76F 30159541.

Volume: THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS
NECESSARY FOR FIRE PROTECTION PURPOSES.

Source Name: BELMONT CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESE	20	15N	16W	MISSOULA

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

2		SESENE	33	15N	16W	MISSOULA
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWSW	31	15N	15W	MISSOULA
2			NE	19	15N	16W	MISSOULA
3			NENW	19	15N	16W	MISSOULA
4			NESE	19	15N	16W	MISSOULA
5				20	15N	16W	MISSOULA
6			E2W2	23	15N	16W	MISSOULA
7			SWNE	26	15N	16W	MISSOULA
8			E2	29	15N	16W	MISSOULA
9			NENW	29	15N	16W	MISSOULA
10			SWSWNE	36	15N	16W	MISSOULA

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
BLACKFOOT RIVER
BASIN 76F**

Water Right Number: 76F 116406-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: ACTIVE

Owners: MONTANA CHECKERBOARD LLC
32 S EWING, STE 215
HELENA, MT 59601

Priority Date: DECEMBER 31, 1959

Type of Historical Right: USE

Purpose (use): FIRE PROTECTION

Flow Rate: 50.00 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP.
THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL
PUMP CAPACITY. 50.00 GPM . 76F 116406-00, 76F 30159542, 76F 30159543, AND 76F
30159544.

Volume: THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS
NECESSARY FOR FIRE PROTECTION PURPOSES.

Source Name: GOLD CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSW	7	14N	16W	MISSOULA

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				6	14N	16W	MISSOULA
2				7	14N	16W	MISSOULA
3				18	14N	16W	MISSOULA
4				1	14N	17W	MISSOULA
5				2	14N	17W	MISSOULA
6				11	14N	17W	MISSOULA
7				12	14N	17W	MISSOULA
8				13	14N	17W	MISSOULA
9				14	14N	17W	MISSOULA
10			E2E2	23	14N	17W	MISSOULA
11			N2	23	14N	17W	MISSOULA
12			NW	25	14N	17W	MISSOULA
13			N2	19	15N	16W	MISSOULA
14			S2	19	15N	16W	MISSOULA

15	W2E2	29	15N	16W	MISSOULA
16	W2	29	15N	16W	MISSOULA
17		30	15N	16W	MISSOULA
18		31	15N	16W	MISSOULA
19		23	15N	17W	MISSOULA
20		24	15N	17W	MISSOULA
21		25	15N	17W	MISSOULA
22		26	15N	17W	MISSOULA
23		35	15N	17W	MISSOULA
24		36	15N	17W	MISSOULA

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
BLACKFOOT RIVER
BASIN 76F

Water Right Number: 76F 30159540 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF AGRICULTURE FOREST SERVICE)
WATER RIGHTS PROGRAM MANAGER, NORTHERN REGION
26 FORT MISSOULA RD
MISSOULA, MT 59804 7203

Priority Date: DECEMBER 31, 1959

Type of Historical Right: USE

Purpose (use): FIRE PROTECTION

Flow Rate: 50.00 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP.
THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL
PUMP CAPACITY. 50.00 GPM. 76F 116403-00, 76F 30159540, AND 76F 30159541.

Volume: THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS
NECESSARY FOR FIRE PROTECTION PURPOSES.

Source Name: BELMONT CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESE	20	15N	16W	MISSOULA

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

2		SESENE	33	15N	16W	MISSOULA
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2S2S2	5	15N	16W	MISSOULA
2			NE	7	15N	16W	MISSOULA
3			S2	7	15N	16W	MISSOULA
4				8	15N	16W	MISSOULA
5			SWNE	9	15N	16W	MISSOULA
6			NW	9	15N	16W	MISSOULA
7			S2	9	15N	16W	MISSOULA
8				17	15N	16W	MISSOULA
9				18	15N	16W	MISSOULA
10			S2S2	12	15N	17W	MISSOULA
11			NE	13	15N	17W	MISSOULA

12	NENW	13	15N	17W	MISSOULA
13	N2SE	13	15N	17W	MISSOULA
14	SESE	13	15N	17W	MISSOULA

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
BLACKFOOT RIVER
BASIN 76F**

Water Right Number: 76F 30159541 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)
5001 SOUTHGATE DR
BILLINGS, MT 59101 4669

Priority Date: DECEMBER 31, 1959

Type of Historical Right: USE

Purpose (use): FIRE PROTECTION

Flow Rate: 50.00 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP.
THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL
PUMP CAPACITY. 50.00 GPM . 76F 116403-00, 76F 30159540, AND 76F 30159541.

Volume: THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS
NECESSARY FOR FIRE PROTECTION PURPOSES.

Source Name: BELMONT CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESE	20	15N	16W	MISSOULA

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

2		SESENE	33	15N	16W	MISSOULA
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNW	5	14N	15W	MISSOULA
2			NWSW	5	14N	15W	MISSOULA
3				6	14N	15W	MISSOULA
4				7	14N	15W	MISSOULA
5			NW	18	14N	15W	MISSOULA
6				1	14N	16W	MISSOULA
7				2	14N	16W	MISSOULA
8				3	14N	16W	MISSOULA
9			E2	4	14N	16W	MISSOULA
10			E2NW	4	14N	16W	MISSOULA
11			E2	9	14N	16W	MISSOULA

12	SESW	9	14N	16W	MISSOULA
13		10	14N	16W	MISSOULA
14		11	14N	16W	MISSOULA
15		12	14N	16W	MISSOULA
16		13	14N	16W	MISSOULA
17		14	14N	16W	MISSOULA
18		15	14N	16W	MISSOULA
19		16	14N	16W	MISSOULA
20	NE	21	14N	16W	MISSOULA
21	E2NW	21	14N	16W	MISSOULA
22	N2SE	21	14N	16W	MISSOULA
23	N2	22	14N	16W	MISSOULA
24	N2S2	22	14N	16W	MISSOULA
25		23	14N	16W	MISSOULA
26	NWNE	24	14N	16W	MISSOULA
27	NW	24	14N	16W	MISSOULA
28	NWSW	24	14N	16W	MISSOULA
29	NWNWNW	26	14N	16W	MISSOULA
30	W2SW	14	15N	16W	MISSOULA
31	S2NE	15	15N	16W	MISSOULA
32	NW	15	15N	16W	MISSOULA
33	S2	15	15N	16W	MISSOULA
34		21	15N	16W	MISSOULA
35		22	15N	16W	MISSOULA
36	W2W2	23	15N	16W	MISSOULA
37	SE	26	15N	16W	MISSOULA
38	W2	26	15N	16W	MISSOULA
39		27	15N	16W	MISSOULA
40		28	15N	16W	MISSOULA
41	E2NE	32	15N	16W	MISSOULA
42	NESE	32	15N	16W	MISSOULA
43		33	15N	16W	MISSOULA
44		34	15N	16W	MISSOULA
45		35	15N	16W	MISSOULA
46	W2SE	36	15N	16W	MISSOULA
47	W2	36	15N	16W	MISSOULA

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
BLACKFOOT RIVER
BASIN 76F**

Water Right Number: 76F 30159542 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF AGRICULTURE FOREST SERVICE)
WATER RIGHTS PROGRAM MANAGER, NORTHERN REGION
26 FORT MISSOULA RD
MISSOULA, MT 59804 7203

Priority Date: DECEMBER 31, 1959

Type of Historical Right: USE

Purpose (use): FIRE PROTECTION

Flow Rate: 50.00 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP.
THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL
PUMP CAPACITY. 50.00 GPM. 76F 116406-00, 76F 30159542, 76F 30159543, AND 76F
30159544.

Volume: THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS
NECESSARY FOR FIRE PROTECTION PURPOSES.

Source Name: GOLD CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSW	7	14N	16W	MISSOULA

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				3	14N	17W	MISSOULA
2				4	14N	17W	MISSOULA
3			N2	9	14N	17W	MISSOULA
4			S2	9	14N	17W	MISSOULA
5				10	14N	17W	MISSOULA
6			N2	15	14N	17W	MISSOULA
7			NESE	15	14N	17W	MISSOULA
8				21	14N	17W	MISSOULA
9				7	15N	16W	MISSOULA
10				7	15N	16W	MISSOULA
11			SWSWSW	18	15N	16W	MISSOULA
12			S2S2	9	15N	17W	MISSOULA
13			S2S2	10	15N	17W	MISSOULA

14	S2S2	11	15N	17W	MISSOULA
15	SWSW	12	15N	17W	MISSOULA
16	E2	13	15N	17W	MISSOULA
17	W2	13	15N	17W	MISSOULA
18		14	15N	17W	MISSOULA
19		15	15N	17W	MISSOULA
20		16	15N	17W	MISSOULA
21		21	15N	17W	MISSOULA
22		22	15N	17W	MISSOULA
23		27	15N	17W	MISSOULA
24		28	15N	17W	MISSOULA
25		33	15N	17W	MISSOULA
26		34	15N	17W	MISSOULA

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
BLACKFOOT RIVER
BASIN 76F**

Water Right Number: 76F 30159543 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)
5001 SOUTHGATE DR
BILLINGS, MT 59101 4669

Priority Date: DECEMBER 31, 1959

Type of Historical Right: USE

Purpose (use): FIRE PROTECTION

Flow Rate: 50.00 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP.
THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL
PUMP CAPACITY. 50.00 GPM. 76F 116406-00, 76F 30159542, 76F 30159543, AND 76F
30159544.

Volume: THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS
NECESSARY FOR FIRE PROTECTION PURPOSES.

Source Name: GOLD CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSW	7	14N	16W	MISSOULA

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2	4	14N	16W	MISSOULA
2				5	14N	16W	MISSOULA
3				7	14N	16W	MISSOULA
4				8	14N	16W	MISSOULA
5			W2E2	9	14N	16W	MISSOULA
6			W2	9	14N	16W	MISSOULA
7				17	14N	16W	MISSOULA
8				18	14N	16W	MISSOULA
9				19	14N	16W	MISSOULA
10			N2	20	14N	16W	MISSOULA
11			SW	20	14N	16W	MISSOULA
12			N2	30	14N	16W	MISSOULA
13			SWNW	30	14N	16W	MISSOULA
14			E2	32	15N	16W	MISSOULA

MISSOULA

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
BLACKFOOT RIVER
BASIN 76F

Water Right Number: 76F 30159544 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

NEW FAMILY TRUST

PO BOX 505

BONNER, MT 59823

MAURISSA G SHUMATE

PO BOX 937

BONNER, MT 59823

ZACHARY S SHUMATE

PO BOX 937

BONNER, MT 59823

CHRISTINA BOCK

PO BOX 1267

BONNER, MT 59823 1267

Priority Date: DECEMBER 31, 1959

Type of Historical Right: USE

Purpose (use): FIRE PROTECTION

Flow Rate: 50.00 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP. THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL PUMP CAPACITY. 50.00 GPM. 76F 116406-00, 76F 30159542, 76F 30159543, AND 76F 30159544.

Volume: THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.

Source Name: GOLD CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		NENWSW	7	14N	16W	MISSOULA

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1			NE	25	14N	17W	MISSOULA
2			N2S2	25	14N	17W	MISSOULA